

**UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS**

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PITTSFIELD GENERATING COMPANY, L.P.,

Plaintiff,

v.

DEVON CANADA CORPORATION,

Defendant.

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) Civil Action No:  
) 04-30128-MAP  
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**DEFENDANT DEVON CANADA CORPORATION’S MOTION FOR LEAVE  
TO FILE A REPLY MEMORANDUM IN SUPPORT OF ITS MOTION  
TO STAY IN DEFERENCE TO A PENDING FOREIGN PROCEEDING**

Devon Canada Corporation (“Devon”) hereby moves for leave to file the accompanying reply memorandum (attached hereto as Tab A) in support of its Motion To Stay In Deference To A Pending Foreign Proceeding. As grounds for the present motion, Devon states that Plaintiff Pittsfield Generating Company, L.P.’s (“PGC’s”) Memorandum in Opposition to the foregoing motion raises new issues, and the accompanying reply memorandum will materially assist the Court in its consideration of Devon’s pending motion.

WHEREFORE, Devon respectfully requests that the Court grant it leave to file the accompanying reply memorandum in support of its pending motion.

Dated: October 15, 2004

Respectfully submitted,

/s/ Anita B. Bapooji  
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Of Counsel  
Devon Canada Corporation

**CERTIFICATION UNDER LOCAL RULE 7.1**

I certify that, pursuant to Local Rule 7.1, counsel for the parties have conferred in good faith regarding this Motion on October 8, 2004, and that counsel for plaintiff has not assented to this Motion.

/s/ Anita B. Bapooji  
Anita B. Bapooji  
Counsel for Defendant  
Devon Canada Corporation

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of Defendant Devon Canada Corporation's Motion for Leave to File A Reply Memorandum In Support of Its Motion To Stay In Deference To A Pending Foreign Proceeding was served on the 15th day of October, 2004, via first class mail, postage prepaid, on the following:

Robert J. Muldoon  
David A. Brown  
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101 Federal Street  
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/s/ Anita B. Bapooji  
Anita B. Bapooji